



# DUKE LAW

## LENS Spring Conference

February 26<sup>th</sup> - 27<sup>th</sup>, 2016

Room 3041, Duke Law School

### *Hybrid Threats = Hybrid Law?*

#### Speaker Biographies

**Professor Kenneth Anderson** is professor of law at American University College of Law. He teaches and writes in the areas of business and finance, both domestic and international; law and economics; and public international law, international organizations, human rights, and the laws of war. His current research agenda for 2010-11 focuses on targeted killing and drone warfare in armed conflict, and robotics and the law generally; global governance, global civil society and legitimacy; financial regulation reform (with Steven L. Schwarcz); and concept of proportionality in the law of war, the philosophy of value, and cost-benefit analysis. Professor Anderson's book on UN-US relations, *Returning to Earth: What Multilateral Engagement Means in UN-US Relations*, will appear in 2011 from The Hoover Institution Press; and together with Duke University's Steven L. Schwarcz, he is at work on "Reforming Financial Regulation" for Oxford University Press. Editorial board member of the *Journal of Terrorism and Political Violence* and political sciences advisory editor to the *Revista de Libros* (Madrid), Professor Anderson actively blogs at the *Volokh Conspiracy* and the international law blog *Opinio Juris*. He is a contributor to the *Times Literary Supplement*, *Revista de Libros*, *Wall Street Journal*, *Weekly Standard*, *New York Times Magazine*, *Financial Times*, *Policy Review*, and other general interest reviews. Professor Anderson will be a visiting professor at the University of Virginia School of Law in Spring 2011.

**Professor William Banks** is a Board of Advisors Distinguished Professor of Law, Professor of Public Administration and International Affairs, and Director, Institute for National Security and Counterterrorism at Syracuse University. Professor Banks is an internationally recognized authority in national security law, counterterrorism, and constitutional law. Banks has helped set the parameters for the emerging field of national security law since 1987, co-authoring two leading texts in the field: *National Security Law and Counterterrorism Law*. In 2008, Banks was named the College of Law Board of Advisors Distinguished Professor at Syracuse University, where he has been a member of the faculty for over 30 years. *National Security Law* was first published in 1990 and is now in its fifth edition. Banks and his co-authors published *Counterterrorism Law* in 2007 to help define the emerging field of counterterrorism law, and the second edition was published in 2012. Banks is also the author of numerous other books, book chapters and articles including *Counterinsurgency Law: New Dimensions in Asymmetric Warfare*, *Combating Terrorism* (with Mitchell Wallerstein and Renee de Nevers), *New Battlefields/Old Laws: Critical Debates from the Hague Convention to Asymmetric Warfare*, "Legal Sanctuaries and Predator Strikes in the War on Terror," "Programmatic Surveillance and FISA – Of Needles in Haystacks," and "Providing 'Supplemental Security' – The Insurrection Act and the Military Role in Responding to Domestic Crises." Since 1998, Banks also has been a Professor of Public Administration in SU's Maxwell School of Citizenship and Public Affairs. He was named the Laura J. and L. Douglas Meredith Professor for Teaching Excellence in 1998, a College of Law Board of Advisors Professor in 2005, and he became the founding director of the Institute for National Security and

Counterterrorism at Syracuse University in 2003. He is also the Editor-in-Chief of the Journal of National Security Law & Policy (JNSL&P).

**Professor Laurie Blank**, Director of the International Humanitarian Law Clinic, teaches international humanitarian law and works directly with students to provide assistance to international tribunals, non-governmental organizations, and law firms around the world on cutting-edge issues in humanitarian law and human rights. Professor Blank is the co-author of *International Law and Armed Conflict: Fundamental Principles and Contemporary Challenges in the Law of War*, a casebook on the law of war (with G. Noone, Aspen Publishing 2013). She is also the co-director of a multi-year project on military training programs in the law of war and the co-author of *Law of War Training: Resources for Military and Civilian Leaders* (USIP 2008, with G. Noone, second edition 2013). In addition, she is the series editor of the ICRC's teaching supplements on IHL, a member of the American Bar Association's Advisory Committee to the Standing Committee on Law and National Security, and a member of the Public Interest Law and Policy Group's High Level Working Group on Piracy. Before coming to Emory, Professor Blank was a program officer in the Rule of Law Program at the United States Institute of Peace. At USIP, she directed the Experts' Working Group on International Humanitarian Law, in particular a multi-year project focusing on New Actors in the Implementation and Enforcement of International Humanitarian Law. She is the author of numerous articles and opinion pieces on topics in international humanitarian law, including, most recently, "Extending Positive Identification from People to Places: Terrorism, Armed Conflict and the Identification of Military Objectives" (*Utah Law Review*); "Losing the Forest for the Trees: Syria, Law and the Pragmatics of Conflict Recognition" (*Vanderbilt Journal of Transnational Law*); "Targeted Strikes: The Consequences of Blurring the Armed Conflict and Self-Defense Justifications" (*William Mitchell Law Review*); "After *Top Gun*: How Drone Strikes Impact the Law of War" (*University of Pennsylvania Journal of International Law*); "A Square Peg in a Round Hole: Stretching Law of War Detention Too Far" (*Rutgers Law Review*); "Defining the Battlefield in Contemporary Conflict and Counterterrorism: Understanding the Parameters of the Zone of Combat" (*Georgia Journal of International and Comparative Law*); and "The Application of IHL in the Goldstone Report: A Critical Commentary" (*Yearbook of International Humanitarian Law*).

**Maj. Gen. Blaise Cathcart, OMM, CD, Q.C.** worked in private practice with the law firm until he enrolled in the Canadian Armed Forces as a member of the Office of the Judge Advocate General (JAG) in 1990. Since 1990, Major-General Cathcart has served in a number of positions with the Office of the JAG, including: Directorate of Law/Human Rights and Information; Deputy Judge Advocate Pacific Region; Director of Operational Law; the Special Assistant to the JAG; and Director of International Law. He was promoted to the rank of Colonel in June 2006 and served as the Deputy Legal Advisor and General Counsel – Military in the Office of the Legal Advisor to the Department of National Defense and the Canadian Armed Forces; the Deputy Judge Advocate General/Operations. He was promoted to the rank of Brigadier-General in April 2010, prior to his appointment to the position of Judge Advocate General on 14 April 2010. On October 29, 2012, he was promoted to the rank of Major-General. He was a legal advisor to the Commander Canadian Contingent United Nations Protection Force (UNPROFOR) and the United Nation Peace Forces (UNPF) in the former Yugoslavia. Major-General Cathcart deployed as the Senior Legal Advisor to the Commander Canadian Task Force Bosnia-Herzegovina (SFOR) in 2000. He was the legal advisor to Joint Task Force 2, the Canadian Forces Counter-Terrorism/Special Operations unit from 1997-2000. In his capacity as the Director of Operational Law, he provided daily legal advice to the Deputy Chief of the Defense Staff and senior National Defense Headquarters (NDHQ) staff (including J3 Counter-Terrorism and Special Operations) on a number of issues arising from domestic and international operations. Major-General Cathcart was intimately involved in providing legal advice at the strategic and operational levels during the planning and execution of the Canadian Armed Forces participation (conventional and special forces) in the Campaign Against Terrorism.

**Vice Adm. James W. Crawford III** was born in Charlotte, North Carolina. He graduated from Belmont Abbey College in 1979. He was commissioned through the JAG Corps Student Program and in 1983 graduated from

the University of North Carolina School of Law at Chapel Hill. He later earned a Master of Laws (Ocean and Coastal Law) from the University of Miami, Florida, School of Law and a Master of Arts in National Security and Strategic Studies from the Naval War College. Crawford served from 2012-2015 as the deputy judge advocate general of the Navy and commander, Naval Legal Service Command. As commander, Naval Legal Service Command, he led the judge advocates, enlisted legal men, and civilian employees of 14 commands worldwide, providing prosecution and defense services, legal assistance services to individuals, and legal support to shore and afloat commands. Crawford served from 2007-2011 as legal counsel to the chairman, Joint Chiefs of Staff. From 2011-2012, he served as commander, NATO Rule of Law Field Support Mission/Rule of Law Field Force-Afghanistan. Before his appointment to flag rank, he served as special counsel to the chief of naval operations, the senior staff judge advocate for commander, U.S. Pacific Command, and as the fleet judge advocate for U.S. Seventh Fleet. In command, he served as commanding officer, Region Legal Service Office Southeast. Crawford also served at Navy Personnel Command; the Office of the Legal Counsel to the chairman of the Joint Chiefs of Staff; the Naval War College; commander, U.S. Naval Forces Europe; the Naval Justice School and Cruiser-Destroyer Group 8. He began his legal career as a defense counsel at the Naval Legal Service Trial Defense Activity, Naval Air Station Jacksonville. Crawford is the 43rd judge advocate general of the Navy. Crawford is the principal military legal counsel to the secretary of the Navy and chief of Naval Operations, and serves as the Department of Defense representative for Ocean Policy Affairs (REPOPA). He also leads the 2,300 attorneys, enlisted legalmen and civilian employees of the worldwide Navy JAG Corps community. Crawford's personal decorations include the Distinguished Service Medal, the Defense Superior Service Medal (three awards), the Legion of Merit (two awards), the Defense Meritorious Service Medal, the Meritorious Service Medal (two awards), the Navy and Marine Corps Commendation Medal (three awards), and the Navy and Marine Corps Achievement Medal.

**Professor Mary (Missy) Cummings** is the director of HAL. She received her B.S. in Mathematics from the US Naval Academy in 1988, her M.S. in Space Systems Engineering from the Naval Postgraduate School in 1994, and her Ph.D. in Systems Engineering from the University of Virginia in 2004. A naval officer and military pilot from 1988-1999, she was one of the U.S. Navy's first female fighter pilots. She is currently an associate professor in the Duke University Department of Mechanical Engineering and Materials Science, the Duke Institute of Brain Sciences, and the Duke Electrical and Computer Engineering Department. She is also an affiliate professor with the University of Washington's Aeronautics and Astronautics Department. Her research interests include human supervisory control, human-unmanned vehicle interaction, human-autonomous system collaboration, human-robot interaction, human-systems engineering, and the ethical and social impact of technology.

**Laura K. Donohue** is a Professor of Law at Georgetown Law, Director of Georgetown's Center on National Security and the Law, and Director of the Center on Privacy and Technology. Professor Donohue writes on U.S. Constitutional Law, American and British legal history, and national security and counterterrorist law in the United States and United Kingdom. She is currently working on *The Future of Foreign Intelligence* (Oxford University Press, 2015), focusing on the Fourth Amendment and surveillance in a digital world. Prior to this, *The Cost of Counterterrorism: Power, Politics, and Liberty* (Cambridge University Press, 2008) looked at the impact of American and British counterterrorist law on life, liberty, property, privacy, and free speech, while *Counterterrorist Law and Emergency Law in the United Kingdom 1922-2000* (Irish Academic Press, 2007) concentrated on measures introduced to address violence in Northern Ireland. Her articles have examined, inter alia, the origins of the Fourth Amendment; the evolution of First and Fourth Amendment doctrine; state secrets; remote biometric identification; Executive Order 12,333 and the Foreign Intelligence Surveillance Act; extended detention and interrogation; terrorist trials; antiterrorist finance and material support; synthetic biology, pandemic disease, and biological weapons; scientific speech; and the history of quarantine law. Professor Donohue has held fellowships at Stanford Law School's Center for Constitutional Law, Stanford University's Center for International Security and Cooperation, and Harvard University's John F. Kennedy School of Government, where she was a Fellow in the International Security Program as well as the Executive

Session for Domestic Preparedness. In 2001 the Carnegie Corporation named her to its Scholars Program, funding the project, *Security and Freedom in the Face of Terrorism*. She took up the award at Stanford, where she taught in the Departments of History and Political Science and directed a project for the United States Departments of Justice and State and, later, Homeland Security, on mass-casualty terrorist incidents. In 2008–09 she clerked for Judge John T. Noonan, Ninth Circuit Court of Appeals. Professor Donohue is a Life Member of the Council on Foreign Relations, an Advisory Board Member of the Electronic Privacy Information Center, and a Member of the American Bar Association's Standing Committee on Law and National Security. She also is a Senior Scholar at Georgetown Law's Center for the Constitution. Professor Donohue obtained her AB in Philosophy (with Honors) from Dartmouth College, her MA in Peace Studies (with Distinction) from the University of Ulster, Northern Ireland, her JD (with Distinction) from Stanford Law School, and her PhD in History from the University of Cambridge, England.

**Maj. Gen. Charles J. Dunlap, USAF (Ret.)** is a Professor of the Practice and Executive Director of the Center on Law, Ethics and National Security at Duke Law School where he teaches national security law, the international law of armed conflict, use of force in international law, criminal law in the armed forces, legal and policy aspects of U.S. civil-military relations, and ethical issues of the practice of national security law. He is a retired Air Force major general who received his undergraduate degree from St. Joseph's University (PA), and his law degree from Villanova University. Prior to retiring from the military in June of 2010, General Dunlap was responsible for assisting in the supervision of more than 2,500 military and civilian attorneys worldwide. His 34-year career included tours in both the United Kingdom and Korea, and he deployed for military operations in Africa and the Middle East. Totalling more than 120 publications, his writings address a wide range of topics including various aspects of national security law, airpower, counterinsurgency, cyberpower, civil-military relations, and leadership. A distinguished graduate of the National War College, General Dunlap speaks frequently at professional conferences and at numerous institutions of higher learning.

**Professor Nita A. Farahany** is a leading scholar on the ethical, legal, and social implications of biosciences and emerging technologies, particularly those related to neuroscience and behavioral genetics. She is the Director of [Duke Science & Society](#), the Duke [MA in Bioethics & Science Policy](#), and a Professor of Law & Philosophy. In 2010, Farahany was appointed by President Obama to the [Presidential Commission for the Study of Bioethical Issues](#), and continues to serve as a member. Her recent scholarship includes "Searching Secrets," 160 U. Penn. L. Rev. 1239 (2012) which explores the descriptive potential of intellectual property law as a metaphor to describe current Fourth Amendment search and seizure law and predict how the Fourth Amendment will apply to emerging technology. A related article, "Incriminating Thoughts," 64 Stanford Law Review 351 (2012) demonstrates through modern neuroscience applications the need to redefine the taxonomy of evidence subject to the privilege against self-incrimination. She also is the editor of *The Impact of Behavioral Sciences on Criminal Law* (Oxford University Press), a book of essays from experts in science, law, philosophy, and policy. Farahany presents her work widely including to audiences at the Judicial Conferences for the Second and Ninth Circuits, the National Judicial College, the American Association for the Advancement of Science, National Academies of Science Workshops, the American Academy of Forensic Sciences, the National Association of Criminal Defense lawyers, the American Society for Political and Legal Philosophy, and by testifying before Congress. She is an elected member of the American Law Institute, Chair of the Criminal Justice Section of the American Association of Law Schools, on the Board of the International Neuroethics Society, and the recipient of the 2013 Paul M. Bator award given annually to an outstanding legal academic under 40. She received her AB in genetics, cell, and developmental biology at Dartmouth College, a JD and MA from Duke University, as well as a PhD in philosophy; her dissertation was entitled "Rediscovering Criminal Responsibility through Behavioral Genetics." Farahany also holds an ALM in biology from Harvard University. In 2004-2005, Farahany clerked for Judge Judith W. Rogers of the U.S. Court of Appeals for the D.C. Circuit, after which she joined the faculty at Vanderbilt University. In 2011, Farahany was the Leah Kaplan Visiting Professor of Human Rights at Stanford Law School.

**Peter D. Feaver** (Ph.D., Harvard, 1990) is a Professor of Political Science and Public Policy at Duke University. He is Director of the Triangle Institute for Security Studies (TISS) and also Director of the Duke Program in American Grand Strategy (AGS). From June 2005 to July 2007, Feaver was on leave to be Special Advisor for Strategic Planning and Institutional Reform on the National Security Council Staff at the White House where his responsibilities included the national security strategy, regional strategy reviews, and other political-military issues. Feaver is author of *Armed Servants: Agency, Oversight, and Civil-Military Relations* (Harvard Press, 2003) and of *Guarding the Guardians: Civilian Control of Nuclear Weapons in the United States* (Cornell University Press, 1992). He is co-author, with Christopher Gelpi and Jason Reifler, of *Paying the Human Costs of War* (Princeton University Press, 2009), co-author, with Susan Wasiolek and Anne Crossman, of *Getting the Most Out of College* (Ten Speed Press, 2008), and co-author, with Christopher Gelpi, of *Choosing Your Battles: American Civil-Military Relations and the Use of Force* (Princeton University Press, 2004). He is co-editor, with Richard H. Kohn, of *Soldiers and Civilians: The Civil-Military Gap and American National Security* (MIT Press, 2001). He has published numerous other monographs, scholarly articles, book chapters, and policy pieces on American foreign policy, public opinion, nuclear proliferation, civil-military relations, information warfare, and U.S. national security. He is a member of the Aspen Strategy Group and blogs at [shadow.foreignpolicy.com](http://shadow.foreignpolicy.com). In 1993-94, Feaver served as Director for Defense Policy and Arms Control on the National Security Council at the White House where his responsibilities included the national security strategy review, counterproliferation policy, regional nuclear arms control, and other defense policy issues.

**David E. Graham**, a retired Army Judge Advocate Colonel, played a seminal role in developing the field of Operational Law and is currently the Executive Director of the Army's Judge Advocate General's Legal Center and School (LCS). With an extensive background in international law, he had military assignments in the United States, Europe, Latin America, and the Middle East. He served as the Chief of the International/Operational Law Division, Office of The Judge Advocate General of the Army, for the last eight years of his active duty service, and as Director of the Center for Law and Military Operations, now an integral part of the LCS. Mr. Graham is a published author in multiple law journals and has lectured extensively in both domestic and international fora. He holds a B.A. from Texas A&M University, an M.A. in International Affairs from The George Washington University, a J.D. from the University of Texas School of Law, and a Certificate from the Hague Academy of International Law. He is also a Distinguished Graduate of the National War College.

**Robert S. Litt** was confirmed by unanimous consent by the Senate to serve as the second General Counsel of the Office of the Director of National Intelligence on June 25, 2009. Before joining the ODNI, Mr. Litt was a partner with the law firm of Arnold and Porter, LLP. He served as a member of the governing body of the American Bar Association's Criminal Justice Section and a member of the Advisory Committee to the Standing Committee on Law and National Security. From 1994 to 1999, Mr. Litt worked at the Department of Justice where he served as Deputy Assistant Attorney General in the Criminal Division and then as the Principal Associate Deputy Attorney General. His duties at DOJ included FISA applications, covert action reviews, computer security and other national security matters. Mr. Litt started his legal career as a clerk for Judge Edward Weinfeld of the Southern District of New York and Justice Potter Stewart of the U.S. Supreme Court. From 1978 to 1984, he was an Assistant U.S. Attorney for the Southern District of New York. He also spent one year as a special advisor to the Assistant Secretary of State for European and Canadian Affairs. Mr. Litt holds a B.A. from Harvard College and an M.A. and J.D. from Yale University.

**Professor Peter Margulies**, an expert in National Security Law, focuses on the delicate balance between liberty, equality, and security in issues involving law and terrorism. Professor Margulies has written almost a dozen articles discussing the War on Terror. He currently works with RWU Law Professor Jared Goldstein, along with litigators from the law firm Edwards Angell Palmer & Dodge, in representing two Afghan detainees. Professor Margulies led a national conference entitled "Legal Dilemmas in A Dangerous World: Law, Terrorism and National Security" held at RWU. Professor Margulies also has an extensive background in

immigration law and has represented Haitian refugees and conducted outreach to community legal service providers. Peter Marguiles teaches Immigration Law, National Security Law and Professional Responsibility. He has filed amicus briefs in high-visibility cases with the U.S. Supreme Court and has been frequently cited in the *New York Times*, the *National Law Journal* and other media outlets.

**Kate Martin** is a Senior Fellow at American Progress where she works on issues at the intersection of national security, civil liberties, and human rights. *The New York Times*' Taking Note blog described her as "an expert on surveillance and detention, and a leading advocate for the rule of law in the so-called 'war on terror.'" Before coming to American Progress, Martin served as director of the Center for National Security Studies for more than 20 years. She frequently testifies before Congress on national security and civil liberties issues. She is also a frequent commentator in the national media and has written extensively on these issues for the past 25 years. At the Center for National Security Studies, Martin brought lawsuits that challenged government deprivations of civil liberties. She has taught national security law and served as general counsel to the National Security Archive. Martin is a graduate of the University of Virginia School of Law and Pomona College. Before joining the public interest world, she served as a partner at the law firm of Nussbaum, Owen & Webster.

**Michael Newton** is an expert on accountability, transnational justice, and conduct of hostilities issues. Over the course of his career, he has published more than 80 books, articles and book chapters. He currently serves as senior editor of the *Terrorism International Case Law Reporter*, an annual series published by Oxford University Press since 2007. Professor Newton is an elected member of the International Institute of Humanitarian Law and the International Bar Association. At Vanderbilt, he developed and teaches the innovative [International Law Practice Lab](#) which provides expert assistance to judges and lawyers, governments, and policy-makers around the world. Under his leadership, Practice Lab students have completed projects for ongoing litigation, international organizations such as the UN Office of Drugs and Crime and the Conduct and Disciplinary Office, and Foreign Ministries in a number of nations. He also develops and coordinates externships and other educational opportunities for students interested in international legal issues, and has supervised more than 150 such opportunities in the past three years. Professor Newton currently serves on the executive council of the American Society of International Law (ASIL), and has previously served on its [Task Force on U.S. Policy Toward the International Criminal Court](#) and on an experts group in support of the Task Force on Genocide Prevention established by the U.S. Holocaust Memorial Museum and the U.S. Institute of Peace. He is presently serving on the Advisory Board of the [ABA International Criminal Court Project](#). He has supervised Vanderbilt law students working in support of the Public International Law Policy Group to advise the governments of Afghanistan, Kosovo, Sri Lanka, Kenya, Uganda, Peru and other nations. Professor Newton negotiated the "Elements of Crimes" document for the International Criminal Court, and coordinated the interface between the FBI and the ICTY while deploying into Kosovo to do the forensics fieldwork in support of the Milosevic indictment. As the senior advisor to the Ambassador-at-Large for War Crimes Issues in the U.S. State Department, Professor Newton implemented a wide range of policy positions related to the law of armed conflict, including U.S. support to accountability mechanisms worldwide. He was the senior member of the team that taught international law to the first group of Iraqis who began to think about accountability mechanisms and a constitutional structure in November 2000. He subsequently assisted in drafting the Statute of the Iraqi High Tribunal, and served as International Law Advisor to the Iraqi Judicial Chambers in 2006 and 2007. Professor Newton has taught Iraqi jurists on seven other occasions, both inside and outside Iraq and as part of the academic consortium he assists Vanderbilt students in providing substantive advice to the lawyers in Iraq. He served as the U.S. representative on the U.N. Planning Mission for the Sierra Leone Special Court, and was also a member of the Special Court academic consortium. From January 1999 to August 2000, he served in the State Department's Office of War Crimes Issues. Professor Newton began his distinguished military career as an armor officer in the 4th Battalion, 68th Armor, Fort Carson, Colorado, until his selection for the Judge Advocate General's Funded Legal Education Program. As an operational military attorney, he served with the U.S. Army Special Forces Command (Airborne), Fort Bragg, North Carolina in support of units participating in Desert Storm. Following duty as the chief of operational law, he served as the group judge advocate for the 7th

Special Forces Group (Airborne). He deployed on Operation Provide Comfort to assist Kurdish civilians in Northern Iraq, as well as a number of other exercises and operations. From 1993-95 he was reassigned as the brigade judge advocate for the 194th Armored Brigade (Separate), during which time he organized and led the human rights and rules of engagement education for all Multinational Forces and International Police deploying into Haiti. He subsequently was appointed as a professor of international and operational law at the Judge Advocate General's School and Center in Charlottesville, Virginia from 1996-99.

**Col. Adam Oler** is currently assigned to the Department of Security Studies at the National War College. He joined the faculty in July, 2015 after serving as the Air Combat Command Deputy Staff Judge Advocate. Colonel Oler has over 20 years' experience as a judge advocate, serving as a prosecutor, defense counsel, appellate government counsel, and military judge. His overseas and operational background includes two tours in the Republic of Korea, and assignments as the Staff Judge Advocate at the Office of Military Cooperation--Kuwait, and Legal Advisor to the Commander, U.S. Air Forces Central Command. He spent two years as the Assistant Executive to the Judge Advocate General, and served in the Office of the Air Force Inspector General. Colonel Oler holds a BA in History from the New College of Florida, a JD from Stetson University College of Law, and an MS in National Security Strategy from the National War College.

**Rob Ramey** is Deputy Legal Advisor for the ICRC's Regional Delegation for the United States and Canada. In this capacity, he advises the delegation on legal and policy matters related to the mission of the ICRC. His particular focus areas include the conduct of hostilities, regulation of weapons and related technologies including increasing development of autonomy in weaponry, uses of private security companies, air/space/cyber law, uses of the ICRC emblem, and military doctrine. Rob joined the ICRC in 2015 after retiring from the U.S. Air Force in the grade of Colonel. While in uniform, he served at assignments in the United States, Canada, Turkey, and Germany. His duties have included criminal defense and prosecution, JAG School instructor, and frequent lecturer to thousands of attorneys and other military professionals on numerous topics of international and operations law. Rob has been chief counsel to military commanders at multiple echelons of command, including service as personal counsel to the Air Force Chief of Staff. In his most recent assignments he served as Vice Commander, Air Force Legal Operations Agency, and Director, Air Force Operations and International Law. Rob has published several articles relating to military operations in the air and space environments. He has earned a B.A. in Philosophy from Wheaton College (Wheaton, IL) in 1987, a J.D. from Seattle University (Seattle, WA) in 1991, an LL.M. in Air & Space Law from McGill University (Montreal, QC) in 1999, and an M.S. (with distinction) in national security strategy from the National War College (Washington, DC) in 2010. Rob is a member of the bars of the Supreme Court of Washington, the Court of Appeals for the Armed Forces, and the United States Supreme Court.

**Professor Kermit Roosevelt** works in a diverse range of fields, focusing on constitutional law and conflict of laws. His latest academic book, *Conflict of Laws* (Foundation Press 2010) offers an accessible analytical overview of conflicts. His prior book, *The Myth of Judicial Activism: Making Sense of Supreme Court Decisions* (Yale, 2006) sets out standards by which citizens can determine whether the Supreme Court is abusing its authority. He has also published in the *Virginia Law Review*, the *Michigan Law Review*, and the *Columbia Law Review*, among others. He has represented a detainee in the detention center at Guantánamo Bay, Cuba. He also is the author of two novels, *Allegiance* (Regan Arts, 2015) and *In the Shadow of the Law* (Farrar, Straus & Giroux, 2005).

**Dr. Aurel Sari** is a Senior Lecturer in Law at the University of Exeter (United Kingdom), specializing in public international law. His work focuses mainly on the legal status of foreign armed forces under international law and other questions of military and operational law. Aurel has published widely in leading academic journals on status of forces agreements, peace support operations, the legal aspects of European security and defense policy and the law of armed conflict. He is a Fellow of the Allied Rapid Reaction Corps and maintains close working relationships with legal practitioners in the armed forces. He is a member of several academic associations and

serves on the ILA Study Group on The Conduct of Hostilities under International Humanitarian Law and the editorial board of *The Military Law and the Law of War Review*. Aurel lectures regularly on the subject of international law and military operations in the UK and abroad.

**Professor Michael N. Schmitt** is Director of the Stockton Center for the Study of International Law and Charles H. Stockton Professor at the United States Naval War College. He is also Professor of Public International Law and member of the Strategy and Security Institute at the University of Exeter (UK), Fellow at Harvard Law School's Program in International Law and Armed Conflict and Senior Fellow at the NATO Cyber Defence Centre of Excellence. He was previously Professor of International Law at Durham University and Dean of the George C. Marshall European Center. Before joining the Marshall Center, Professor Schmitt served 20 years in the United States Air Force as a judge advocate specializing in operational and international law. He graduated in 1996 first in his class from the Naval War College's College of Naval Warfare. From 2007 through 2008, he occupied the Charles H. Stockton Visiting Chair of International Law at the Naval War College. He has been invited to serve as the Sir Ninian Stephen Visiting Scholar at Melbourne University, Visiting Distinguished Fellow at Emory Law School's International Humanitarian Law Clinic, and Visiting Scholar Yale Law School. The Editor-in-Chief of the "International Law Studies," Professor Schmitt serves on many boards of institutions, learned and professional societies, and publications dealing with international humanitarian law. Professor Schmitt has participated in multiple international expert working groups, including those on the Manual on the International Law of Air and Missile Warfare (Harvard Program on Conflict Research), Direct Participation by Civilians in Hostilities (ICRC), Characterization of Conflict (Chatham House), and, as Project Director, the Manual on the International Law Applicable to Cyber War (NATO Cooperative Cyber Defence Centre of Excellence). His academic degrees include a D. Litt (Durham University), JD (University of Texas), LL.M (Yale University), MA (Naval War College), and MA (Texas State University).

**Rita Siemion**, International Legal Counsel at Human Rights First, advocates for national security and counterterrorism policies that respect human rights and the rule of law. She is an expert in the intersecting legal frameworks that govern counterterrorism operations at home and abroad, including the law of armed conflict, international human rights law, and state sovereignty law. She leads the organization's effort to ensure that US national security policies comply with these bodies of international law as well as with domestic law limitations on the authority to use force and conduct war. Rita is also an Associate Adjunct Professor at American University Washington College of Law where she teaches a course on national security and human rights law. Before joining Human Rights First, Rita worked on a range of national security issues as Senior Counsel at The Constitution Project, including surveillance and privacy rights in the digital age, and spent several years in private practice litigating civil and human rights matters. Rita holds an LL.M. in National Security Law, with a certificate in International Human Rights Law, from the Georgetown University Law Center, where she graduated with distinction and was a peer review editor for the *Journal of National Security Law & Policy*. Rita received her J.D., with honors, from the George Washington University School of Law, where she has also taught as an Adjunct Professor of Legal Research and Writing. While in law school, she co-founded the Human Rights Law Society, worked on targeted killing and extraordinary rendition litigation with the International Human Rights Clinic, and studied human rights and counterterrorism at Oxford University. She has a B.A. in English, with a minor in Philosophy, from Seattle University, where she graduated from the Honors Program

**Craig Silliman** is executive vice president – public policy and general counsel, responsible for leading the company's public policy, legal, regulatory, government affairs and security groups. Before assuming his current position in January 2015, Silliman was senior vice president for public policy and government affairs, with responsibility for Verizon's global public policy, federal and state legislative affairs, federal regulatory affairs, strategic alliances, national security, privacy and corporate citizenship. Prior to that, Silliman served in a number of other senior management roles at Verizon. He was senior vice president and general counsel for Verizon's wireline consumer, business and wholesale groups globally, and senior vice president and deputy

general counsel, with responsibility for antitrust, intellectual property, national security, privacy and strategic product support. Prior to joining a Verizon predecessor company in 1997, Silliman was an attorney in the international trade practice at Collier, Shannon, Rill & Scott in Washington, D.C. He has also taught international telecommunications regulation as an adjunct professor at the American University School of Law in Washington, D.C.

**Colonel Bryan Watson** is the General Counsel for the White House Military Office, Washington, D.C. Colonel Watson was commissioned through the Air Force Reserve Officer Training Corps at the University of Missouri in 1993, as a Distinguished Graduate. He was selected to attend law school through the Educational Delay program, receiving his law degree in 1996 from the University of Missouri School of Law. He is a Distinguished Graduate of the Air Command and Staff College at Maxwell AFB, Alabama, and a Distinguished Graduate of the Dwight D. Eisenhower School for National Security and Resource Strategy at Fort McNair, Washington, D.C. Colonel Watson is admitted to practice before the Supreme Court of Missouri, the Air Force Court of Criminal Appeals, the United States Court of Appeals for the Armed Forces, and the United States Supreme Court.

**Ms. Erin Wirtanen** is the principal litigation attorney with the Office of General Counsel for the Central Intelligence Agency (CIA). She provides legal guidance to CIA's senior leaders in employment, human resources and personnel legal matters. Prior to joining the CIA, Mrs. Wirtanen was an active duty JAG with the United State Air Force. Mrs. Wirtanen held assignments in Florida, North Carolina, and Virginia. She was the Chief of Operations Law, Chief of Military Justice, an Area Defense Counsel, and Litigation Expert. Mrs. Wirtanen served two deployments: first to Saudi Arabia where she served as the Deputy Staff Judge Advocate; then to Kuwait in 2002 as the Staff Judge Advocate handling an array of Military Justice, Contract Law, Law of War, Rules of Engagement, Deadly Force, Accident Investigation and other legal issues. From 2004 to 2007, Mrs. Wirtanen focused solely on litigation and employment discrimination law for the Air Force. She successfully defended her cases before the Equal Employment Opportunity Commission, Merit systems Protection Board, Federal Labor Relations Authority, U.S. Court of Appeals for the Federal Circuit, and Federal District Court. In 2007, Mrs. Wirtanen separated from the military and joined her husband overseas, living in Zambia and Kenya. In Africa she held a position with the State Department working directly for the US Ambassador to Kenya in small grants management. As a part of this position, Mrs. Wirtanen traveled extensively with the US Ambassador, met with foreign leaders and heads of state, and was directly involved in international diplomacy.